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Attorneys for Defendant
PACIFIC BELL TELEPHONE COMPANY

UNITED STATES DISTRICT COURT
EASTERN DISTRICT OF CALIFORNIA

CALIFORNIA SPORTFISHING PROTECTION ALLIANCE.

Plaintiff,

PACIFIC BELL TELEPHONE
COMPANY

Defendant.

CASE NO. 2:21-cv-00073-JDP

**NOTICE OF WITHDRAWAL OF
UNOPPOSED REQUEST FOR
AUTHORIZATION OF SUBSTITUTE
SERVICE OF PROCESS**

Judge: Hon. Jeremy D. Peterson

Complaint Filed: January 14, 2021

1 Defendant Pacific Bell Telephone Company (“Pacific Bell”) respectfully withdraws its
2 unopposed request made on August 30, 2023, for an order authorizing substitute service of a *subpoena*
3 *duces tecum* upon Monique Rydel Fortner (“Fortner”) and Seth Jones (“Jones”). ECF No. 63. As
4 detailed in its unopposed request, Pacific Bell sought an order because both Fortner and Jones are
5 non-parties with highly relevant evidence, but had been evading service of process since Pacific Bell
6 issued subpoenas to them on August 4. To support its request, Pacific Bell filed two declarations.
7 ECF Nos. 63-1, 63-6.

8 As Pacific Bell informed the Court on September 11, 2023, on September 6, 2023, Pacific
9 Bell effected service on Jones. ECF 64. On September 26, 2023, after numerous unsuccessful
10 attempts, Pacific Bell successfully served Fortner, care of Marine Taxonomic Services, Ltd.
11 Therefore, an order authorizing substitute service on Jones and Fortner is no longer needed, and
12 Pacific Bell hereby withdraws its request for an order authorizing substitute service.

13 Respectfully submitted,

14
15 Dated: October 2, 2023

KIRKLAND & ELLIS LLP

16 By: /s/ Hariklia Karis
17 HARIKLIA KARIS (*admitted pro hac vice*)

18 Attorney for Defendant
19 PACIFIC BELL TELEPHONE COMPANY